

# Cape Girardeau Democrat.

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CAPE GIRARDEAU, MISSOURI, SATURDAY, NOVEMBER 26, 1898.

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## HEDRICK CONVICTED.

### Murder in First Degree.

The Hedrick Murder Case is Over and the Jury says Hedrick is Guilty.

The jury in the Hedrick case, after being out one hour, returned a verdict this afternoon of guilty of murder in the first degree.

#### FRIDAY'S PROCEEDINGS.

The taking of testimony in the Hedrick case was concluded on 18th inst. at Jackson. After the conclusion of the testimony on behalf of the State, the testimony on the part of the defendant was begun.

The State, by their attorneys, simply proved the details of the shocking tragedy without any apparent effort, showing a motive of the murder.

It seemed to be the theory of the defense that there was a secret love affair carried on clandestinely between the defendant and the daughter of the murdered man. It was attempted to prove that she had written one or more letters to the defendant to this effect.

The defendant testified that after he had been discharged by Mr. Lail he was forbidden the premises and warned to keep away. There were no actual eye witnesses to the first shot fired by Hedrick at Mr. Lail while they were inside of the barn. We give below the version of the defendant, as detailed by him or the witness stand.

The mouthful murderer testified that he was 19 years of age on the 13th of May last, and that he was the party charged with the murder of James M. Lail. He was asked how long he had been upon the premises prior to the date of the murder, which occurred on Friday, July 1st. And he replied: Ever since Wednesday night before that. He was asked: If you had wanted to murder anybody, did you have an opportunity to do so during the time from Wednesday until the first of July? He replied: Yes, sir.

How many days was that? One day and two nights.

What caused you to go to the premises of Mr. Lail on Wednesday night? To see his daughter.

How did you live from Wednesday night until Friday morning—how did you get anything to eat? He answered: I fetched me food.

Where did you sleep? In Mr. Lail's hay loft.

Day or night? In the day and part of the night.

Did Miss Lail trust you more than once during the time you were there? Yes, sir.

Now, to go back, I will ask you if you and Miss Lail were sweethearts? Yes, sir.

How long had you been sweethearts? Since a few days before I went there (in March) about a week.

When did that attraction between you begin? At Charles Lowe's dance.

How long ago was that dance? The last part of January or the first of February.

How did you come to seek employment from Mr. Lail? His daughter wrote me a letter and told me to ask her father for a job and he would give it to me.

Did you go? Not until he came after me.

Did you begin work for Mr. Lail? Yes, sir.

How long did you work for him? I worked a few days over three months, I believe.

About when were you discharged? Along about the 12th of June.

Was the relations between you and his daughter unusually friendly in that time? Yes, sir.

State if you heard from the daughter of Mr. Lail after you were discharged and before you went there on Wednesday before the tragedy? I did, yes.

How did you hear from her? I got a letter from her.

What did that letter ask you to do? It asked me to come down to see her and I went.

when you saw them? I was pretty close to it, about fifty yards, I guess.

What did you do when you saw them? I stopped and hid there behind some lumber and stuff till they went on. I thought they went to the house. Then I got up and started over to the barn.

What were you going to do there? I was going up in the hay loft and stay there all day. I was told to do so by Jessie Lail.

How you do that? I started to, and when I got to the door I saw her there. Then I started and went on to the corn crib and went in there to keep him from seeing me. I knew it was not safe for me to go in there. He told me if he ever caught me talking to his daughter or around there he would kill me. I wanted to wait until Lail went off so I could go up in the hay loft.

Now just tell what occurred from that time on.

I went in there and when I went in the door I saw him. Lail came to see what had happened, or what it was he reckoned. He came there and opened the door and I was there.

He says, You (D—S—B—) what are you doing here—smoking with Jessie again. I told him that was all right what I was doing. He told me he was going to kill me. I asked him to let me out. He says, if you go out of here somebody will pack you out. I says, let me out Jim, will you? He says, no, won't, and called for his gun. When he done that I started out and he struck at me with a every count. I jumped back and he struck at me again, and I shot him in the forehead with the head or above the eye. I don't know.

Had he made an assault on you before you shot him that morning? Yes, sir, he struck at me with a every count.

Did you think your life was in danger at that very moment? Yes, sir, I did, I know it was.

What did Lail do after you shot him in the eye? He ran out from under the shed down towards the spring.

Did you continue to shoot at him? I did, yes, sir.

Did you shoot him while he was running? I shot at him. I think I hit him.

Do you remember to have shot him in the right place? Well, I am not sure. I don't know exactly where I shot him only the one place.

That was the best shot? Yes, sir, I could not state where else I shot him.

Will ask you if in your opinion you were excited at the time—did you think that Mr. Lail was dead when he fell to the ground? I did, yes.

Do you think now that he was dead when he fell to the ground? I do.

You think that death occurred at the time he fell to the ground? Some where about there, I guess when he fell.

I will ask you whether or not any of these other wounds you made on his body with your pistol were made after the body was dead? Well, I guess they were. I shot at him after the body was down.

How many times did you shoot? I don't know.

How many times did you shoot after he fell down? I don't know that.

Did you empty your pistol the second time? Yes, sir, I think I did.

You had no cartridges left in it unused when you left there? No, sir, I don't think I did.

I will ask you if you accompanied Jessie Lail to the house after that? Yes, sir, I did.

State any conversation that passed between you and Jessie Lail? She asked me must she swear against me or not. I never told her what to do. She told me to get away if I could. She told me she would not report it till I got a chance to get away.

Did she attempt to make any outcry or give any alarm while you were there? No, sir, she did not.

Do you remember of her mother running across toward the house of Grandma Lail? Yes, sir, I do.

Did you see Jessie Lail start in the same direction before you left there? I did not.

Did you attempt to restrain her and compel her to stay there with you? I did not.

Did you tell her you would kill her if she did not stay? No, sir, I never had no such idea

in my head. Then murder was not your purpose in going to the Lail homestead? No, sir, I never went there with the intention of killing nobody or hurting nobody.

You went there simply to see that girl? Yes, sir.

She brought you things to eat, you have stated? I stated she did, yes.

You have been employed by various people as a laborer? Yes, sir, I have.

You never had a fight or row with any other man? Those that I worked for, no, sir.

John, which one of those shots that you fired into the body of Lail was fired first? The one I shot in the front of the head in the eye, or over the eye I told you.

Do you remember the position in which Lail fell? He fell on his face.

While you were standing there shooting at him, I will ask you if you remember to have inflicted a wound upon him beginning at the back part of the right side and ranging forward through his body toward the left nipple? Well, I suppose I did: I shot at him when he was lying down there. I don't know for sure where I hit him.

In your excitement then John, did you believe and do you now believe that Lail was dead when you fired that shot into his right side? I do.

On cross examination Prosecuting Attorney Hines rather emphasized the foregoing testimony and made it stronger, if such a thing were possible, against the defendant.

The interest in the case is as great as ever and is manifested by the crowded court room which was packed almost to suffocation. A large number of ladies both from the country and the town were among the spectators.

A night session of the court was held after the taking of the testimony, and it was as crowded as the day session to hear the argument of counsel.

TO BE APPEALED.

Hedrick's Case Will be Taken to the Supreme Court of the State.

The argument in the Hedrick case was closed about 11 o'clock Saturday morning, and the jury retired to consider their verdict. At about 2 o'clock it was learned that the jury were ready to report and the court room was rapidly filled to its fullest capacity. The prisoner was brought from the jail and seated in the bar. The jury filed into the court room and announced to the court that they had arrived at a verdict, which, as it was read by the clerk, was listened to in profound silence by the great throng. As the words of the verdict were pronounced which signified that Hedrick would pay the penalty of his crime and forfeit his life on the scaffold, the prisoner was visibly affected. He shuddered, his face flushed, became contorted and the tears flowed from his eyes as he silently wept, a hopeless victim to remorse and despair, cowering in the clutches of the law. A motion for a new trial was filed by his attorneys, which was overruled, and appealed to the Supreme Court. The case will be reviewed by the Supreme Court at the April term, when it is generally believed by the attorneys, the verdict of the jury will be sustained, and Hedrick will expiate his crime on the gallows.

Have You Had the Grip?

If you have, you probably need a reliable medicine like Foley's Honey and Tar to heal your lungs and stop the racking cough incidental to this disease.

A Lie by the Watch.

An exchange is responsible for the following story. A farmer hung his watch on the barnyard fence, and a calf chewed up a pocket of the garment in which was a gold watch. The calf grew to the cow stage and was kept in the family for several years, as she gave an abundant supply of milk. Recently she was butchered for beef and the long lost time-piece was found in such a position in the lungs that the act of respiration kept the stomach wound up, and the watch had lost but four minutes, two and a half ticks in seven years.

Never Say Die.

Many desperate cases of kidney diseases pronounced incurable have been cured by Foley's Kidney Cure. Many physicians use it. W. H. Coerver, druggist.

## CITY COUNCIL

Journal of the Proceedings, Adjourned Regular Session (Official.)

Council Chamber, City of Cape Girardeau, Monday Evening, Nov. 21, 1898.

The Council met in adjourned regular session at 7 o'clock.

Mayor William H. Coerver, Presiding. Members present: Messrs. Blomeyer, Givens, Kage, Kimmel, Regenhart. Absent: Messrs. Ruesskamp, Unnerstall.

The journal of the proceedings of the month of October, the reading of which was deferred at last meeting, was read and approved.

The following report from the committee on Ways and Means was presented and read.

To the Hon. Mayor and Council: Gentlemen: We your committee to whom was referred the August and September bills of the Cape Girardeau Water Works and Electric Light Company with instructions to arrive at the amounts due said company for the respective months, respectfully report that we recommend the allowance of August bill in the sum of \$150.50 and September bill in the sum of \$220.25.

Signed, C. S. GIVENS, E. F. BLOMEYER, F. A. KAGE.

Committee on Ways and Means.

On motion of Mr. Kimmel said report was received, concurred in and ordered filed and the clerk instructed to issue warrants in favor of the Cape Girardeau Water Works and Electric Light Company on the General Revenue Fund, for said amounts.

The following report from the Street Commissioner was presented and read:

To the Hon. Mayor and Council: Gentlemen: I respectfully report that the work of grading and graveling Good Hope street from Sprigg street to Spanish street, as authorized by ordinance, has been completed and said work has been done in a workmanlike manner and in accordance with the specifications for said work; and I further report that Charles Grimes, to whom was awarded the contract, on October 3rd, 1898, by your honorable body for furnishing the gravel for said work, has completed the same, by delivering on said street the requisite amount of gravel necessary for graveling same, amounting to 1405 cubic yards; and that the quality of said gravel is according to specification.

Respectfully submitted, Signed, FRED BRUNKE, Street Commissioner.

On motion of Mr. Kimmel said report was received and ordered filed.

The following resolution was presented and read:

Whereas, the Street Commissioner has reported to this Council that the work of grading and graveling Good Hope street from Sprigg street to Spanish street, as authorized by Ordinance No. 395, has been completed and that said work has been done in accordance with the specification for said work, and that Charles Grimes, the contractor to whom was awarded the contract for gravel for said part of Good Hope street has delivered the requisite amount of gravel for graveling same, which said report was received at a regular meeting of said City Council held on Monday evening November 21st, 1898; and

Whereas, this Council is satisfied that the contract for graveling that part of Good Hope street mentioned, has been strictly complied with; therefore be it

Resolved, That the Council accepts said work, as being in all things in accordance with the plans and specifications for said work, and the City Council is hereby instructed to issue a warrant on the General Revenue fund in favor of said Charles Grimes for the sum of \$1095.90, the amount due him for said gravel as per contract.

Signed, F. A. KAGE.

On motion of Mr. Blomeyer said resolution was adopted and ordered filed, and the City Engineer instructed to file with the clerk his report referring to the improvement of said Good Hope street, as required by ordinance, so that the assessment can be made and the ordinance levying said assessment for the cost of said work, can be presented at next meeting.

The Street Commissioner submitted a report showing that he had delivered on Good Hope street from Sprigg street to Spanish street, between the street car tracks and twelve inches outside each rail, 68 cubic yards of gravel.

Amount due Charles Grimes for said gravel, at 78 cents per cubic yard, \$53.04.

On motion of Mr. Regenhart said

report was received and ordered filed, and the clerk instructed to issue warrant on General Revenue fund in favor of Charles Grimes for \$53.04 in payment for said gravel.

An ordinance entitled "An ordinance to change the grade of North street from Sprigg street to Pacific street and of Ellis street from North street to Morgan Oak street," read for the first time on October 24th, was taken up and read for the second time.

On motion of Mr. Blomeyer the said ordinance was read for the third time, its final reading.

On motion of Mr. Givens said ordinance was passed by the following vote:

Ayes, Blomeyer, Givens, Kage, Kimmel, Regenhart, 5. Nays, none. Absent, Ruesskamp, Unnerstall, 2.

An ordinance entitled "An ordinance providing for the grading and graveling of Themis street between Sprigg and Pacific streets in the city of Cape Girardeau, Mo.," read for the first time on October 24th, was again taken up and read for the second time.

The Judiciary Committee presented an ordinance entitled "An ordinance abolishing the office of Auditor and repealing parts of ordinances in conflict therewith," which on motion was read for the first time.

On motion of Mr. Kimmel said ordinance was read for the second time, and on motion of Mr. Kage read for the third time, its final reading.

Said ordinance was then passed, on motion of Mr. Blomeyer, by the following vote:

Ayes: Blomeyer, Givens, Kage, Kimmel, Regenhart, 5. Nays, none. Absent, Ruesskamp, Unnerstall, 2.

The following resolution was presented and read:

Resolved, That it is necessary to grade and gravel North street from Sprigg street to Pacific street and to that end the City Clerk is hereby instructed to publish this resolution in the newspaper doing the city printing, for two weeks as required by ordinance.

Signed, C. S. GIVENS.

On motion of Mr. Kage said resolution was adopted and ordered filed.

Mr. Ruesskamp appeared in his seat.

On the inability of J. W. Phillips to serve as a Judge of Election at a special election to be held in the fourth ward on the 29th, the Mayor appointed H. S. Oaks to serve in his place and on motion of Mr. Kage said appointment was confirmed.

The Street Commissioner, on motion of Mr. Kage was ordered, as follows:

To repair Spanish street, notify property owners to repair plank sidewalk on east side of Sprigg street near Broadmann's mill, cover gutter in front of Hendricks property south side of Broadway street between Main and Spanish streets, and said Street Commissioner was further instructed, on motion of Mr. Regenhart, to notify Charles Broadmann to fill the sidewalk space in front of his mill with either cinders or fine gravel.

On motion of Mr. Blomeyer the Council then adjourned till next regular meeting, Monday evening, December 5th, at 7 o'clock.

Geo. E. CHAPPELLE, City Clerk.

How Unpleasant

It is to see a beautiful child's face disfigured with vile humors, bursting through the skin pimples, blotch and sores, and sadder still, when a young and innocent are laughed and twitted in all such cases. Perverse should give them that good and permanent remedy, Sulphur Bitters, which we search and drive out of the blood every particle of humor.—Herald Gazette.

New Board Elected.

The stockholders of the Cape Brewery and Ice Co., held a meeting last evening for the purpose of electing a new board of directors. The members of the old board were re-elected unanimously and this board will meet in a short time to elect officers. It is not known what changes will be made, if any, and it is probable that the present officers will be chosen.

Aside from the business features of the meeting, there was another which was of much interest. A few friends were on hand with the stockholders and it was deemed advisable to have a light lunch and some liquid refreshments to celebrate the occasion.

While there was not what might be termed a "feast of reason," there was a "flow of soul," and all present enjoyed the occasion so well that the last keg of amber fluid was not drained until 12 o'clock, at which hour all departed to their homes with pleasant memories of the occasion.

A Life for 50c.

Many people have been cured of Kidney diseases by taking a 50c bottle of Foley's Kidney Cure.

Resolutions.

Headquarters Just Post No. 173, Department of Missouri, Grand Army of the Republic—Cape Girardeau, Mo., November 22, 1898.

Brother and soldier, who faithfully performed his duty, has dropped from the ranks of this Post, Comrade John Brunkhorst, late of companies G. and L., First Regiment Engineers of the West Missouri Volunteers has received an honorable discharge from the labors and vicissitudes of a long and well spent life.

He was born on the 24th day of June, 1831, and has passed his sixty-seventh birthday.

Comrade Brunkhorst was a faithful soldier of the Republic, performing every duty with cheerfulness and patriotic ardor, a true and loyal citizen, a kind husband and father and a faithful member of this Post. And we his surviving comrades attest to those valued qualities, and in proof of this we follow his remains to the tomb and award him a soldier's burial. In thus performing our last duty to a departed comrade, we are forcibly reminded of our fast diminishing members, thus

"Let by the f. his rose is fallin', Drop by drop a spring runs dry; One by one beyond recalling, Faithful comrades drop and die."

To the family we extend our sincere condolences, and recommend that the flag and ensigns of the Post be draped in mourning, and a copy hereof be furnished the city press for publication.

ALEX. ROSS, AUGUST BIERWITH, L. F. KLOSTERMANN, Committee.

Attest: Henry A. Astholtz, Adjutant.

The Coming Woman

Who goes to the club while her husband tends the baby, as well as the good old-fashioned woman who looks after her home, will both at times get run down in health. They will be troubled with loss of appetite, headaches, sleeplessness, fainting or dizzy spells. The most wonderful remedy for these women is Electric Bitters.

Thousands of sufferers from Lame Back and Weak Kidneys rise up and call it blessed. It is the medicine for women. Female complaints and nervous troubles of all kinds are speedily relieved by the use of Electric Bitters. Don't let women should keep this remedy on hand to build up a system. 50c per bottle. For sale by W. L. Hagan, 101 Sprigg Street.

Jurors—January Court.

GRAND JURORS.—John L. Bower, Frank J. Tacke, J. W. Cannon, Aug. H. Ruesskamp, M. E. Leming, J. S. Randall, L. M. Dean, Jno. E. Proffier, Jno. D. McCord, J. M. Edwin, Wm. A. Russell, Newton Miller.

SMALL JURORS—CIRCUIT COURT.—Edward Hedwell, Henry Klaus, Jno. Miller, Jacob H. Friedrich, Wm. B. Schaefer, T. J. Browning, F. H. Weltsche, Fred Stick, Anton Scardner, H. P. Pieronnet, Erns. Moeder, Joseph Meyer, Erich Weiss, Henry Vogge, Jr., Char. Ulrich, W. G. Wilson, Frank Oldham, Monroe Proffier, Fred Exler, Charles E. Williams, Louis Schuppman, Martin Goshie, H. A. Davis.

COMMON PLEAS COURT.—Chas. Ludwig, F. M. Seabough, Hy. A. Wilhelm, Jas. W. Williams, Jno. B. O'Brien, Otto Hoffmann, Fred Koshler, Chas. E. Rodney, Jas. McKenna, J. C. Stone, F. W. Oberhide, Geo. Rodemeyer, Emil Thillens, W. O. Medley, Peter Haenschel, Hez. Estes, Louis F. Thomas, Jno. G. Scholz, Louis Wiedling, Fred Hahn, D. C. Thompson, Willis Knox, G. W. Hitt, Jno. Clingingsmith.

When You Have a Bad Cold

You want the best medicine that can be obtained, and that is Chamberlain's Cough Remedy.

You want a remedy that will not only give quick relief but effect a permanent cure.

You want a remedy that will relieve the lungs and keep expectoration easy.

You want a remedy that will counteract any tendency toward pneumonia.

You want a remedy that is pleasant and safe to take.

Chamberlain's Cough Remedy is the only medicine in use that meets all of these requirements. This remedy is famous for its cures of bad colds throughout the United States and in many foreign countries. It has many trials, but, for the speedy and permanent cure of bad colds, stands with out a peer and its splendid qualities are everywhere admired and praised. For sale by L. Ben. Miller, druggist.

Two regiments of United States troops have left Honolulu for Manila. It is quite evident that our Uncle Samuel intends to be prepared to back up his claims to the Philippines.